

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 22-3273

James Scott Oliver, also known as Scottie

Petitioner - Appellant

v.

United States of America

4:17-cr-00293-46-BSM

Respondent - Appellee

Appeal from U.S. District Court for the Eastern District of Arkansas - Central
(4:22-cv-00706-BSM)

JUDGMENT

Before GRUENDER, SHEPHERD, and STRAS, Circuit Judges.

This appeal comes before the court on appellant's application for a certificate of appealability. The court has carefully reviewed the original file of the district court, and the application for a certificate of appealability is denied. The appeal is dismissed.

January 17, 2023

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329
St. Louis, Missouri 63102

Michael E. Gans
Clerk of Court

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January 17, 2023

Mr. James Scott Oliver
FEDERAL CORRECTIONAL INSTITUTION
21867-009
P.O. Box 350
Beaver, WV 25813-0000

RE: 22-3273 James Oliver v. United States

Dear Mr. Oliver:

Enclosed is a copy of the dispositive order entered today in the referenced case.

Please review [Federal Rules of Appellate Procedure](#) and the [Eighth Circuit Rules](#) on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing must be received by the clerk's office within the time set by FRAP 40 in cases where the United States or an officer or agency thereof is a party (within 45 days of entry of judgment). Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. Pro se petitions for rehearing are not afforded a grace period for mailing and are subject to being denied if not timely received.

Michael E. Gans
Clerk of Court

CRJ

Enclosure(s)

cc: Ms. Liza J. Brown
Ms. Kristin Huntington Bryant
Ms. Tammy H. Downs
Ms. Stephanie Mazzanti

District Court/Agency Case Number(s): 4:22-cv-00706-BSM

Forrest Dunn

From: ca08ml_cmecf_Notify@ca8.uscourts.gov
Sent: Tuesday, January 17, 2023 9:52 AM
Subject: 22-3273 James Oliver v. United States "judgment filed sua sponte coa denied" (4:22-cv-00706-BSM, Lead: 4:17-cr-00293-BSM-46)

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Eighth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was filed on 01/17/2023

Case Name: James Oliver v. United States
Case Number: [22-3273](#)
Document(s): [Document\(s\)](#)

Docket Text:

JUDGMENT FILED - Application for Certificate of Appealability is denied.; Denying [\[5232183-2\]](#) Application for certificate of appealability filed by Appellant Mr. James Scott Oliver. RAYMOND W. GRUENDER, BOBBY E. SHEPHERD and DAVID R. STRAS Adp Jan 2023 [5236117] [22-3273] (Clifford Jackson)

Notice will be electronically mailed to:

Ms. Liza J. Brown, Assistant U.S. Attorney: Liza.Brown@usdoj.gov, jarie.potts@usdoj.gov, stephanie.mazzanti@usdoj.gov, john.webster@usdoj.gov, leslie.bright@usdoj.gov, caseview.ecf@usdoj.gov
Ms. Kristin Huntington Bryant, Assistant U.S. Attorney: Kristin.Bryant@usdoj.gov, christy.averett@usdoj.gov, stephanie.mazzanti@usdoj.gov, john.webster@usdoj.gov, leslie.bright@usdoj.gov
Ms. Tammy H. Downs, Clerk of Court: ared_appeals@ared.uscourts.gov
Ms. Stephanie Mazzanti, Assistant U.S. Attorney: Stephanie.Mazzanti@usdoj.gov, christy.averett@usdoj.gov, john.webster@usdoj.gov, leslie.bright@usdoj.gov

Notice will be mailed to:

Mr. James Scott Oliver
21867-009
FEDERAL CORRECTIONAL INSTITUTION
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Beaver, WV 25813-0000

The following document(s) are associated with this transaction:

Document Description: Cover Letter

Original Filename: /opt/ACECF/live/forms/CliffordRJackson_223273_5236117_GeneralCoverLetters_122.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1105112566 [Date=01/17/2023] [FileNumber=5236117-0]

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Recipients:

- [Ms. Liza J. Brown, Assistant U.S. Attorney](#)
- [Ms. Kristin Huntington Bryant, Assistant U.S. Attorney](#)
- [Ms. Tammy H. Downs, Clerk of Court](#)
- [Ms. Stephanie Mazzanti, Assistant U.S. Attorney](#)
- [Mr. James Scott Oliver](#)

Document Description: Judgment: Judge Directed

Original Filename: /opt/ACECF/live/forms/CliffordRJackson_223273_5236117_JudgmentsJudgeDirected_127.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1105112566 [Date=01/17/2023] [FileNumber=5236117-1]

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Recipients:

- [Ms. Liza J. Brown, Assistant U.S. Attorney](#)
- [Ms. Kristin Huntington Bryant, Assistant U.S. Attorney](#)
- [Ms. Tammy H. Downs, Clerk of Court](#)
- [Ms. Stephanie Mazzanti, Assistant U.S. Attorney](#)
- [Mr. James Scott Oliver](#)

The following information is for the use of court personnel:

DOCKET ENTRY ID: 5236117

RELIEF(S) DOCKETED:

coa denied

for certificate of appealability

DOCKET PART(S) ADDED: 7194653, 7194654, 7187195, 7194655